

NOV 30 2004

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FAX TRANSMISSION COVER SHEET

Date: November 30, 2004

To: *Notice of Appeal*
US Patent and Trademark Office **Phone:**
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From: Samuel L. Borkowsky **Phone: (505) 665-3111**
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**Re: 09/859,701
S-94,661
Benjamin F.**

Sender: Karen Y. Mikus

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Comments:

Included in this facsimile transmittal are the following documents for filing in the above-identified patent application:

Notice of Appeal From The Examiner

Fee Payments Authorized: \$ 655.00

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) S-94,661						
<input checked="" type="checkbox"/> I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office Tech. Center #1600 Facsimile No.: (703) 872-9307 . Signature <u>Samuel L. Borkowsky</u> Date <u>November 30, 2004</u> Typed or Printed Name: <u>Samuel L. Borkowsky</u>								
In re Application of Benjamin P. Warner <table border="1"> <tr> <td>Application Number 09/859,701</td> <td>Filed May 16, 2001</td> </tr> <tr> <td colspan="2">For METHOD FOR DETECTING BINDING EVENTS USING MICRO-X-RAY FLUORESCENCE SPECTROMETRY</td> </tr> <tr> <td>Group Art Unit 1641</td> <td>Examiner Deborah A. Davis</td> </tr> </table>			Application Number 09/859,701	Filed May 16, 2001	For METHOD FOR DETECTING BINDING EVENTS USING MICRO-X-RAY FLUORESCENCE SPECTROMETRY		Group Art Unit 1641	Examiner Deborah A. Davis
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For METHOD FOR DETECTING BINDING EVENTS USING MICRO-X-RAY FLUORESCENCE SPECTROMETRY								
Group Art Unit 1641	Examiner Deborah A. Davis							
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) <u>\$330.00</u></p> <p> <input checked="" type="checkbox"/> Applicant claims small entity status. 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <u>\$165.00</u> <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit overpayment to Deposit Account No. <u>12-2150</u>. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) or fee transmittal is enclosed. <input checked="" type="checkbox"/> I am the attorney/agent of record. Registration Number: 42,346 <u>Samuel L. Borkowsky</u> Signature <u>Samuel L. Borkowsky</u> Typed or printed name <u>(505)-665-3111</u> Telephone number <u>November 30, 2004</u> Date </p> <p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.</p> <p><input checked="" type="checkbox"/> Total of 1 form is submitted</p>								